

1 DANIEL J. BERGESON, Bar No. 105439
bergeson@be-law.com
2 JOHN W. FOWLER, Bar No. 037463
jfowler@be-law.com
3 MELINDA M. MORTON, Bar No. 209373
mmorton@be-law.com
4 MICHAEL W. STEBBINS, Bar No. 138326
mstebbins@be-law.com
5 BERGESON, LLP
303 Almaden Boulevard, Suite 500
6 San Jose, CA 95110-2712
Telephone: (408) 291-6200
7 Facsimile: (408) 297-6000
8 Attorneys for Plaintiff
VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

13 VERIGY US, INC, a Delaware Corporation
14 Plaintiff,
15 vs.
16 ROMI OMAR MAYDER, an individual;
17 WESLEY MAYDER, an individual; SILICON
18 TEST SYSTEMS, INC., a California Corporation;
19 and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive,
Defendants.

Case No. C07 04330 RMW (HRL)

**DECLARATION OF MICHAEL W.
STEBBINS IN SUPPORT OF PLAINTIFF'S
ADMINISTRATIVE MOTION FOR
LEAVE TO FILE DOCUMENTS UNDER
SEAL**

Judge: Honorable Ronald M. Whyte
Ctrm: 6

1 I, Michael W. Stebbins, declare as follows:

2 1. I am an attorney licensed to practice law before all of the courts of the State of
3 California. I am Special Counsel with the law firm of Bergeson, LLP, counsel of record for
4 Plaintiff Verigy US, Inc. ("Verigy" or "Plaintiff") in the above-captioned action. I submit this
5 declaration in support of Verigy's Administrative Motion for Leave to File Document Under Seal.
6 I have personal knowledge of the facts set forth in this declaration, and, if called to do so, I could
7 and would competently testify thereto.

8 2. I have reviewed the following materials ("the Materials"):

9 a. Portions of the Reply to Defendants' Response to Evidentiary Objections,
10 dated January 15, 2008.

11 b. Portions of the Supplemental Declaration of Michael W. Stebbins
12 Accompanying Reply to Defendants' Response to Evidentiary Objections, dated January
13 15, 2008.

14 3. These materials have been designated as "Highly Confidential—Attorneys' Eyes
15 Only" or "Confidential" by the parties under the protective order, without objection to those
16 designations (although Verigy reserves its rights to challenge such designations pursuant to the
17 Stipulated Protective Order).

18 4. The confidentiality interest of the parties therefore overcomes the right of public
19 access to the record, as a substantial probability exists that the parties' overriding confidentiality
20 interest will be prejudiced if the record is not sealed. Further, the proposed sealing is narrowly
21 tailored and no less restrictive means exist to achieve this overriding interest.

22 I declare under penalty of perjury under the laws of the United States of America that the
23 foregoing is true and correct and that this declaration was executed this 15th day of January, 2008
24 at San Jose, California.

25
26 _____ /s/
27 Michael W. Stebbins
28